

**ENTWISTLE & CAPPUCCI LLP**

500 W. 2ND STREET, SUITE 1900-16  
AUSTIN, TEXAS 78701  
TELEPHONE: (512) 710-5960  
FACSIMILE: (212) 894-7272

**ROBBINS GELLER RUDMAN & DOWD LLP**

655 WEST BROADWAY, SUITE 1900  
SAN DIEGO, CALIFORNIA 92101  
TELEPHONE: (619) 231-1058  
FACSIMILE: (619) 231-7423

September 12, 2023

VIA ECF

The Honorable George C. Hanks, Jr.  
United States District Judge  
United States Courthouse  
515 Rusk Street, Room 6206  
Houston, Texas 77002

Re: *In re Alta Mesa Resources, Inc. Securities Litigation*, Case No. 19-CV-00957

Dear Judge Hanks:

On August 31, 2023, Board Defendants Donald Dimitrievich and William McMullen, and Control Entity Defendants HPS Investment Partners, LLC, Bayou City Energy Management, LLC, and ARM Energy Holdings, LLC, filed three separate motions for summary judgment (ECF Nos. 422, 423 and 427, collectively the “Motions” and “Moving Defendants”).<sup>1</sup> Pursuant to Local Rule 7.3 and Rule 6.C.4 of Your Honor’s Court Procedures, Class Plaintiffs’ opposition to the Motions is due on or before September 21, 2023.

In the interests of judicial efficiency, Class Plaintiffs propose to file a single brief not to exceed 75 pages rather than file three separate oppositions of up to 25 pages each. Of course, Class Plaintiffs will endeavor to file an opposition of fewer than 75 pages. Class Plaintiffs also expect to file a single declaration and an omnibus Fed. R. Civ. P. 56 statement of facts and related exhibits. The Moving Defendants object to this request, insisting the Class Plaintiffs file three separate briefs of no more than 25 pages each. The Moving Defendants also object to Class Plaintiffs filing an omnibus Rule 56 statement of facts.

Class Plaintiffs respectfully ask that the Court enter the attached order providing for the relief requested herein at its earliest convenience, given the impending briefing deadline.

---

<sup>1</sup> The Motions also seek summary judgment on certain of the Opt-Out Plaintiffs’ claims, as does a separate motion for summary judgment against just the Opt-Out Plaintiffs (ECF No. 424). Class Plaintiffs’ opposition will be separate from those filed by the Opt-Out Plaintiffs.

Respectfully submitted,

/s/ Andrew J. Entwistle

Andrew J. Entwistle  
Texas Bar No. 24038131  
Attorney-in-Charge  
**ENTWISTLE & CAPPUCCI LLP**  
500 W. 2nd Street, Suite 1900-16  
Austin, TX 78701  
(512) 710-5960  
aentwistle@entwistle-law.com

-and-

Joshua K. Porter (*pro hac vice*)  
Brendan J. Brodeur (*pro hac vice*)  
Andrew M. Sher (*pro hac vice*)  
**ENTWISTLE & CAPPUCCI LLP**  
230 Park Avenue, 3rd Floor  
New York, NY 10169  
(212) 894-7200  
jporter@entwistle-law.com  
bbrodeur@entwistle-law.com  
asher@entwistle-law.com

*Court-Appointed Class Counsel*

/s/ Trig Smith

Trig Smith (*pro hac vice*)  
Lonnie Browne (*pro hac vice*)  
Sean McGuire (*pro hac vice*)  
**ROBBINS GELLER RUDMAN  
& DOWD LLP**  
655 West Broadway, Suite 1900  
San Diego, CA 92101  
(619) 231-1058  
TrigS@rgrdlaw.com  
LBrown@rgrdlaw.com  
SMcGuire@rgrdlaw.com

*Court-Appointed Class Counsel*

CC: Byron Thomas (via e-mail)  
All Counsel (via ECF)